IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

WEDNESDAY, THE 28TH NOVEMBER 2007 / 7TH AGRAHAYANA 1929

OP.No. 3469 of 2000(K)

PETITIONER:

C.A.VARUGHESE, CHATHAMKUNNEL KALLOOPPARA.

BY ADV. SRI.K.BALACHANDRAN (MANGALATH)

RESPONDENTS:
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1. THE DISTRICT COLLECTOR, PATHANAMTHITTA.

2. THE TAHSILDAR, MALLAPPALLY.

3. VILLAGE OFFICER, KALLOOPPARA.

4. THE DISTRICT EXECUTIVE OFFICER,
KERALA MOTOR TRANSPORT WORKERS WELFARE FUND BOARD,
PATHANAMTHITTA.

BY GOVERNMENT PLEADER
SRI.K.HARILAL
SRI.P.RAMAKRISHNAN, SC

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 28/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

O.P.NO. 3469/2000

ORDER ON CMP NO. 5669/2000 IN O.P.NO. 3469/2000

DISMISSED.

28/11/2007 SD/- (C.N.RAMACHANDRAN NAIR, JUDGE)

APPENDIX

PETITIONER'S EXHIBITS

P1 : COPY OF THE FINAL DETERMINATION ORDER ISSUED by the 4TH RESPONDENT.

P1(a) : COPY OF THE NOTICE DATED 16/04/1997 ISSUED by the 2ND RESPONDENT.

P2 : COPY OF THE FINAL DETERMINATION ORDER FOR THE PERIOD OF 1995-96 ISSUED by the 4TH RESPONDENT.

P2(a) : COPY OF THE NOTICE DATED 03/11/1997 ISSUED by the 2ND RESPONDENT.

P3 : COPY OF THE FINAL ORDER DATED 26/05/1997 ISSUED BY THE REVENUE DEPARTMENT.

P3(a) : COPY OF the ORDER DATED 28/11/1997 ISSUED BY THE REVENUE DEPARTMENT.

P4 : COPY OF the RECEIPT DATED 10/06/97 BY THE 3RD RESPONDENT.

P4(a) : COPY OF the RECEIPT DATED 11/07/97 BY THE 3RD RESPONDENT.

P4(b) : COPY OF the RECEIPT DATED 01/08/97 BY THE 3RD RESPONDENT.

P4(c) : COPY OF the RECEIPT DATED 25/10/97 BY THE 3RD RESPONDENT.

P4(d) : COPY OF the RECEIPT DATED 14/11/97 BY THE 3RD RESPONDENT.

P4(e) : COPY OF the RECEIPT DATED 29/12/97 BY THE 3RD RESPONDENT.

P4(f) : COPY OF the RECEIPT DATED 03/02/98 BY THE 3RD RESPONDENT.

P4(g) : COPY OF the NOTICE DATED 03/03/98 ISSUED BY THE 3RD RESPONDENT.

P4(h) : COPY OF the NOTICE DATED 30/03/98 ISSUED BY THE 3RD RESPONDENT.

P4(i) : COPY OF the NOTICE DATED 29/04/98 ISSUED BY THE 3RD RESPONDENT.

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P4(j) : COPY OF the NOTICE DATED 25/05/98 ISSUED BY THE 3RD RESPONDENT.

P4(k) :COPY OF the NOTICE DATED 29/06/98 ISSUED BY THE 3RD RESPONDENT.

P4(l) : COPY OF the NOTICE DATED 29/07/98 ISSUED BY THE 3RD RESPONDENT.

P4(m) : COPY OF the NOTICE DATED 25/08/98 ISSUED BY THE 3RD RESPONDENT.

P4(n) : COPY OF the NOTICE DATED 28/09/98 ISSUED BY THE 3RD RESPONDENT.

P4(o) : COPY OF the NOTICE DATED 30/10/98 ISSUED BY THE 3RD RESPONDENT.

P4(p) : COPY OF the NOTICE ISSUED BY THE 3RD RESPONDENT.

P5 : COPY OF THE ORDER DATED 12/04/1999 BY THE 4TH RESPONDENT.

P6 : COPY OF THE ORDER DATED 12/11/99 BY THE 2ND RESPONDENT.

P7 : COPY OF THE NOTICE DATED 12/11/99 ISSUED BY THE 2ND RESPONDENT.

// TRUE COPY //

PA TO JUDGE.

jg

C.N.RAMACHANDRAN NAIR, J.

O.P. No. 3469 of 2000

Dated, this the 28th day of November, 2007

J U D G M E N T

The dispute appears to be only pertaining to interest charged for belated payment of Motor Workers' Welfare Fund. Since the liability is not disputed, this original petition is disposed of with direction to the petitioner to produce the particulars of remittances made by him before the 4th respondent for him to verify the payments and recompute interest liability in accordance with the statute. Fourth respondent is directed to give recomputed statement of interest liability to the petitioner within a period of two weeks from the date of production of a copy of this judgment by the petitioner along with the details of payments made by him. Recovery of interest will remain stayed for a period of three months from now. Thereafter interest will be recovered based on the revised order to be issued by the 4th respondent.

(C.N.RAMACHANDRAN NAIR, JUDGE.)

jg